



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia Pennsylvania 19103 2029

VIA UPS

Mr Terry Villella  
Vice President  
Ranbar Electrical Materials Inc  
408 Manor Harrison City Road  
Harrison City, PA 15636

**Re Notice of Violation  
Compliance Evaluation Inspection  
September 8, 2014  
EPA ID No PAD005000591**

**Docket Number R3-15-NOV-RCRA-18**

Dear Mr Villella

On September 8 2014 the U S Environmental Protection Agency Region III ("EPA") conducted a Compliance Evaluation Inspection ("CEI") under the Pennsylvania Solid Waste Management Act (SWMA), as amended, 35 P S 6018 101 6018 1003, and the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U S C Sections 6901 et seq at your facility A copy of the inspection report is enclosed Based on that inspection and/or review of other pertinent information EPA has determined that Ranbar Electrical Materials Inc (the Facility) is violating regulations promulgated under the Pennsylvania SWMA and RCRA As a result of this finding EPA is issuing this **Notice of Violation (NOV)** The specific violation is

- 1 The container storing waste lamps in the Maintenance Shop (Photos #33 & #34) did not meet the labeling requirements in 25 PA 266b [40 CFR § 273 15 (c) (1)] which requires the container be marked with a start accumulation date
- 2 The container storing waste lamps in the Waste Storage Room (Photos #5 & #6) did not meet the storage requirements set forth in 25 PA 266b [40 CFR § 273 13 (d) (1)] which requires the container to be closed
- 3 The hazardous waste in the Alkyd Plant satellite accumulation area (Photos #36 and #37) did not meet the requirements found in 25 PA 262a [40 CFR § 262 34 (c) (1)] which requires that hazardous waste when removed from the point of generation, be taken to a 90 day storage area or container

In addition to the above listed RCRA and PA SWMA violations there is an area of concern which if not properly addressed could lead to violations

- 1 The satellite accumulation area in R & D failed to meet the requirements in accordance with 25 PA 262a [40 CFR § 262.34 (c) (2)] which limits the amount of hazardous waste in an SAA to 55 gallons

Within twenty (20) calendar days of the receipt of this NOV, please submit a response documenting the measures the facility has taken or is taking to achieve compliance with the violations noted above or provide an explanation of facts and circumstances that cause you to believe that EPA's determination of the alleged violations are in error. If the compliance measures identified are planned or are on going please provide a schedule for when the compliance measures will be completed.

Section 3008(a) of RCRA authorizes EPA to take an enforcement action whenever it is determined that any person has violated or is in violation of any requirement of RCRA as amended. Such an action could include a penalty of up to \$37,500 per day of violation. In addition, failure to achieve and maintain compliance with the regulations cited in this NOV may be treated as a repeated offense and may constitute a "knowing" violation of Federal law.

This NOV is not intended to address all past violations nor does it preclude EPA from including any ongoing, including the one cited in this letter or past violations in any future enforcement action. Response to this NOV shall be addressed to

Eric Greenwood  
Land and Chemicals Division (3LC70)  
U S Environmental Protection Agency - Region III  
1650 Arch Street  
Philadelphia PA 19103

With regard to the Small Business Regulatory Enforcement and Fairness Act (SBREFA) please see the Information for Small Businesses memo, enclosed, which might be applicable to your company. This enclosure provides information on contacting the SBREFA Ombudsman to comment on federal enforcement and compliance activities and also provides information on compliance assistance. As noted in the enclosure, any decision to participate in such program or to seek compliance assistance does not relieve you of your obligation to respond in a timely manner to an EPA request or other enforcement action, create any rights or defenses under law, and will not affect EPA's decision to pursue this enforcement action. To preserve your legal rights, you must comply with all rules governing the administrative enforcement process. The Ombudsman and fairness boards do not participate in the resolution of EPA's enforcement action. EPA has not made a determination as to whether or not you [or your company] are covered by the SBREFA.

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Carol Amend, Associate Director  
Land and Chemicals Division  
Office of Land Enforcement

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Date

Enclosure

cc: E. Greenwood (3LC70)

T. DiFiore (3LC70)

M. Gross, PADEP (Central Office)